

AGENDA
KAUAI LIQUOR CONTROL COMMISSION
THURSDAY, NOVEMBER 5, 2015, 4:00 P.M.
LIHUE CIVIC CENTER, MO'IKEHA BUILDING
MEETING ROOM #3
4444 RICE STREET
LIHUE, KAUAI, HAWAII

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

MINUTES OF THE MEETING OF OCTOBER 15, 2015

1. DIRECTOR'S REPORTS:

a) INVESTIGATORS' REPORTS:

b) INCOMING COMMUNICATIONS:

- (1) From Strike & Techel, Re: Patron Social Club Country Music Awards Giveaway
- (2) From Avid Marketing Group, Re: Heineken and Tecate coupon offers, and Tito's Wanderlust sweepstakes
- (3) From Remy Cointreau USA, Inc., Re: 750 ml Cointreau Liqueur with Lime Squeezer and Shaker
- (4) Disturbance Report from Café Portofino

c) OUTGOING COMMUNICATIONS:

- (1) To Avid Marketing Group, Re: Heineken and Tecate coupon offers, and Tito's Wanderlust sweepstakes
- (2) To Remy Cointreau USA, Inc., Re: 750 ml Cointreau Liqueur with Lime Squeezer and Shaker
- (3) To Kauai Sports Bar & Asian Cuisine, Re: Pre-Audit
- (4) To All Wholesale Licensees, Re: Temporary License Kauai Lagoons, Cancellation of License and New Liquor License Poipu Beach Athletic Club, Transfer of License Sam's on the Beach

d) EMPLOYEES IN LICENSED PREMISES:

Managers and Assistant Managers – See Attachment “A”

e) ACTIONS OF THE DIRECTOR:

- (1) DUKE'S CANOE CLUB: Approval of special request for temporary increase of premise, per diagram submitted, on November 6, 2015 from 3:00 p.m. to 8:00 p.m.

- (2) LIVING FOODS: Approval of special request for temporary increase of premise, per diagram submitted, for wine tasting, per list submitted, on October 21, 2015 from 6:30 p.m. to 8:30 p.m.
- (3) MERRIMAN'S: Approval of special request for temporary increase of premise, per diagram submitted, on October 29, 2015 from 5:00 p.m. to 9:00 p.m.; on November 4, 11, 18 & 25, 2015, December 2, 9, 16, 23 & 30, 2015, and January 6, 13, 20 & 27, 2015 from 3:30 p.m. to 6:30 p.m.; and on November 20, 2015 from 5:30 p.m. to 9:00 p.m.
- (4) THE WINE GARDEN: Approval of special request for sampling of 6 varieties of wine, per list, on October 24, 2015 from 3:30 p.m. to 8:00 p.m.
- (5) DESTINATION EVENTS HAWAII: Approval of Application Nos. 2016-72 through 2016-78 filed on October 16, 2015 by Destination Events Hawaii LLC for Special Dispenser General licenses on October 18, 2015; October 20-21, 2015; October 25, 2015; October 28, 2015; November 1, 2015; and November 4, 2015 at Common Ground located at 4900 Kuawa Road, Kīlauea, Kauai, Hawaii.
- (6) WILCOX HEALTH FOUNDATION: Approval of Application No. Free 2016-15 filed on October 9, 2015 by Wilcox Health Foundation for a Free One-Day Special Retail General license on October 24, 2015 at the Grand Hyatt Resort & Spa Grand Ballroom located at 1571 Poipu Road, Kōloa, Kauai, Hawaii.
- (7) ST. MICHAEL'S AND ALL ANGELS EPISCOPAL CHURCH: Approval of Application No. Free 2016-16 filed on October 14, 2015 by St. Michael and All Angels Episcopal Church for a Free One-Day Special Dispenser General license on November 13, 2015 at 4364 Hardy Street, Līhu'e, Kauai, Hawaii.
- (8) HAWAII LODGING & TOURISM ASSOCIATION: Approval of Application No. Free 2016-17 filed on October 16, 2015 by Hawaii Lodging & Tourism Association for a Free One-Day Special Dispenser General license on October 22, 2015 at 3-1901 Kaumuali'i Highway, Līhu'e, Kauai, Hawaii.

f) INFORMATIONAL MATTERS

2. VIOLATION REPORTS:

- a) 9TH ISLAND SPORTS BAR & GRILL: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.
- b) KAUAI SPORTS BAR & ASIAN CUISINE: Violation of Rule 4.7(d) Records and accounts.
- c) PARADISE BAR & GRILL: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.
- d) PAU HANA GRILL & BAR: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.
- e) PORTOFINO RESTAURANT: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.
- f) TAHITI NUI: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.
- g) WALMART SUPERCENTER #2308: Violation of Rule 4.7(b) Gross liquor sales report, percentage fee and records.

3. CHANGE IN CORPORATE OFFICERS:

- a) FOODLAND SUPER MARKET, LTD.: Removal of Joanna Lau Sullivan as Secretary, Treasurer, and Director; removal of Joseph Conder Detto as Senior Vice President.

- b) FOOD PANTRY, LTD.: Removal of Joanna Lau Sullivan as Secretary, Treasurer, and Director.

4. CHANGE OF FIRM NAME:

SAM'S ON THE BEACH: Change of firm name on Restaurant General License 2G-074 from "Sam's on the Beach" to "Sam's Ocean View".

5. SPECIAL REQUEST:

UMI'S STORE: Permanent decrease of premise to remove the center room (former Jojo's shave ice), and permanent increase of premise to include the room at the far end of the building for storage purposes, per diagram submitted.

6. ALCOHOL PURCHASE PERMIT:

NATIONAL TROPICAL BOTANICAL GARDEN: Request for permit to purchase ethanol.

7. PROPOSED AMENDMENTS TO RULES AND REGULATIONS OF THE LIQUOR CONTROL COMMISSION OF THE COUNTY OF KAUAI:

RULE 1.1 DEFINITIONS: "Dancing" means "to move your body in a way that goes with the rhythm and style of music that is being played."

8. CANCELLATION OF LIQUOR LICENSE:

CASA DI AMICI: Cancellation of Restaurant General License No. 2G-053 effective October 31, 2015.

9. PERMISSION TO SELL LIQUOR INVENTORY:

CASA DI AMICI: Request to liquidate all unopened alcohol.

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, November 19, 2015 – 4:00 pm, Mo'ikeha Building, Meeting Room #3.

ADJOURNMENT

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

NOTE: Special accommodations for persons with disabilities are available upon request five (5) days prior to the meeting date to the Department of Liquor Control, Lihue Civic Center, Mo'ikeha Building, 4444 Rice Street, Lihue, Kauai, Hawaii 96766. Telephone: 241-4966.